



PATENT  
Attorney Docket No.: 390780  
Express Mail Label No.: EV 008784644 US

14/Response  
NE  
P. Dubkov  
1-1503

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Wayne Edwward Beimesch

Examiner: David A. Rogers

Serial No. 09/806,274

Group Art Unit: 2856

Filed: March 27, 2001

For: METHOD FOR MEASURING  
VOLATILE ORGANIC COMPOUNDS  
AND A KIT FOR SAME

RECEIVED  
DEC 30 2002  
TECHNOLOGY CENTER 2800

### RESPONSE AFTER FINAL

Box AF  
Commissioner For Patents  
Washington, DC 20231

Sir:

In response to the Office Action dated October 24, 2002, please consider the following remarks. Applicant considers this response to have been timely filed pursuant to 37 C.F.R. § 1.8 and § 1.10.

### REMARKS

Claims 1-10 are pending.

Applicant notes with appreciation the withdrawal of the following rejections: the rejection of Claims 1, 4, 5, 6, and 7 under 35 U.S.C. § 102(b) over Robbins (U.S. Patent 5,140,845); the rejection of Claim 2 under 35 U.S.C. § 103(a) over Robbins and U.S. Patent 5,913,588 to Legros *et al.*; the rejection of Claim 3 under 35 U.S.C. § 103(a) over Robbins and U.S. Patent 5,576,285 to France *et al.*; and the rejection of Claims 8-10 under 35 U.S.C. § 103 over Robbins in view of U.S. Patent 4,930,906 to Hemphill, in addition to the withdrawal of the objections to the specification.

Claims 1-7 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent 5,140,845 to Robbins.